

Remarks

Applicants respectfully request reconsideration of this application as amended.

Claims 1, 15, 21 and 33 have been amended. No claims have been canceled. Therefore, claims 1, 3-15, and 17-42 are now presented for examination.

Claims 1, 3-15, 17-42 stand rejected under 35 U.S.C. §102(e) as being anticipated by Tobin (U.S. Pub. No. 2002/0077992). Applicants submit that the present claims are patentable over Tobin.

Tobin discloses an electronic system that includes a user transaction device that provides a device identifier when coupled to a transaction terminal. The transaction terminal is configured to indicate that a transaction is to be performed when coupled to the user transaction device. The electronic system also includes a transaction privacy clearinghouse (TPCH), coupled selectively to the user transaction device when a transaction is to be performed. The TPCH is coupled to receive the device identifier and accessible data. Additionally, the accessible data is to be stored in a public storage area of a memory storage device that can be communicatively coupled to the user transaction device. The TPCH authorizes a transaction based upon the device identifier and the accessible data that includes account information of a user that is authorized to use the user transaction device. Moreover, a transaction is authorized without providing the identity of the user to the transaction terminal. The memory storage device also includes a private storage area for storage of confidential data such that the private storage area is to be encrypted with a key that is to be stored in the user transaction device. See Tobin at paragraph [0007].

Claim 1 of the present application recites a controller to establish a wireless communication link between a wireless communication module and a first remote device

based upon access rights associated with the first remote device to a public storage area and a private storage area. Applicants submit that there is no disclosure in Tobin of a controller to establish a wireless communication link with a remote device based upon access rights associated with the first remote device to a public storage area and a private storage area. The Office Action asserts that Tobin recites such a feature at paragraph [0032]. See Office Action at page 9 paragraph 1. However, paragraph [0032] of Tobin describes:

Memory 215 can also have user identity/account information block. The user identity/account information block stores data about the user and accounts that are accessed by the card. The type of data stored includes the meta account information used to identify the account to be used.

Applicants submit that nowhere in paragraph [0032] is there disclosed or suggested a controller to establish a wireless communication link between the wireless communication module and a first remote device based upon access rights associated with the first remote device to the public storage area and the private storage area. Instead, the relied upon passage describes a block in memory that stores user identity/account information. Thus, claim 1 is patentable over Tobin.

Claims 3-14 depend from claim 1 and include additional features. Thus, claims 3-14 are also patentable over Tobin.

Claim 15 recites a controller to establish a wireless communication link between a wireless communication module and a first remote device based upon access rights associated with the first remote device to a public storage area and a private storage area. Therefore, for the reasons described above with respect to claim 1, claim 15 is also patentable over Tobin. Because claims 17-20 depend from claim 15 and include additional features, claims 17-20 are also patentable over Tobin.

Claim 21 recites establishing a wireless communication link between a wireless communication module and a first remote device based upon access rights associated with the first remote device to a public storage area and a private storage area. Accordingly, for the reasons described above with respect to claim 1, claim 21 is also patentable over Tobin. Since claims 22-32 depend from claim 21 and include additional features, claims 22-32 are also patentable over Tobin.

Claim 33 recites establishing a wireless communication link between a wireless communication module and a first remote device based upon access rights associated with the first remote device to a public storage area and a private storage area. Thus, for the reasons described above with respect to claim 1, claim 33 is also patentable over Tobin. Because claims 34-42 depend from claim 33 and include additional features, claims 34-42 are also patentable over Tobin.

Applicants respectfully submit that the rejections have been overcome and that the claims are in condition for allowance. Accordingly, applicants respectfully request the rejections be withdrawn and the claims be allowed.

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.


Applicants respectfully petition for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: January 9, 2006



Mark L. Watson
Reg. No. 46,322

12400 Wilshire Boulevard
7th Floor
Los Angeles, California 90025-1026
(303) 740-1980